

Exhibit 3

1 UNITED STATES INTERNATIONAL TRADE COMMISSION

2 Washington, D.C.

3 Before the Honorable Clark S. Cheney

4 Administrative Law Judge

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7 In the Matter of Investigation No.

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9 CERTAIN IP CAMERA SYSTEMS 337-TA-1242

10 INCLUDING VIDEO DOORBELLS AND

11 COMPONENTS THEREOF

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16 Summary Determination Motion

17 Wednesday, June 16, 2021

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21 The parties met via remote videoconferencing
22 pursuant to notice of the Administrative Law Judge at 10:30
23 a.m. Eastern Daylight Time.

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1 APPEARANCES:

2 (All parties appeared remotely)

3

4 For Complainants SkyBell Technologies, Inc., SB IP Holdings,
5 LLC, and Eyetalk365 LLC:

6 GARY R. SORDEN, ESQ.

7 NIKY BAGLEY, ESQ.

8 VISHAL PATEL, ESQ.

9 TIMOTHY CRADDOCK, ESQ.

10 JAMES PERKINS, ESQ.

11 BRIAN KING, ESQ.

12 Cole Schotz, P.C.

13 901 Main Street

14 Dallas, Texas 75202

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16 For Respondent Arlo Technologies, Inc.:

17 SEAN C. CUNNINGHAM, ESQ.

18 ROBERT C. WILLIAMS, ESQ.

19 PETER NELSON, ESQ.

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22 San Diego, California 92101

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1 APPEARANCES (continued):

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9 -and-

10 LESLIE M. SCHMIDT, ESQ.

11 Kirkland & Ellis LLP

12 601 Lexington Avenue

13 New York, New York 10022

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16 For Respondent Vivint Smart Home, Inc.:

17 CHARLES S. BARQUIST, ESQ.

18 Maschoff Brennan

19 300 South Grand Avenue

20 Los Angeles, California 90071

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1 say that there are, in fact, disputed facts, and they are
2 listed in our response to the listing of allegedly
3 undisputed facts.

4 If Respondents' assertion that there aren't any
5 disputed facts was simply sort of an offhand remark that
6 wasn't actually intended to imply that there are zero
7 disputed facts, then we can move on, right.

8 JUDGE CHENEY: I think what's in dispute is one
9 side thinks something is facts and the other side doesn't
10 think it's facts.

11 MR. CRADDOCK: And perhaps that's why we're
12 before the Court, Your Honor.

13 JUDGE CHENEY: Okay. Just so I'm clear, I want
14 to make sure I dispose of the arguments that you are
15 presenting to me, Mr. Craddock. Your only dispute is the
16 way I should interpret this '575 file history. There's not
17 some other fact outside of the wrapper that you're relying
18 on.

19 MR. CRADDOCK: Correct. The universe that
20 matters here is what's in the certified file wrapper.
21 That's the universe of documents that matters. And our real
22 primary argument is that the Respondents haven't carried
23 their burden of showing that anything in that file wrapper
24 establishes a date earlier than April 7th for a date of
25 abandonment. And that, in any event, termination of

1 proceedings didn't happen until April 7th. And for both of
2 those reasons continuity under section 120 is proper.

3 JUDGE CHENEY: And you don't dispute that the
4 documents that I have before me in the record here are the
5 true and accurate and correct documents of the certified
6 file wrapper.

7 MR. CRADDOCK: With respect to the documents that
8 actually appear in the certified file wrapper itself, that's
9 correct.

10 JUDGE CHENEY: And you don't have a contention
11 that there are documents that were submitted to the Patent
12 Office that I don't have in the certified file wrapper.
13 I've seen no declaration from someone saying, I actually
14 submitted the fee and it's not properly recorded at the
15 Patent Office.

16 MR. CRADDOCK: That is correct. There are a few
17 screenshots included in defendant's exhibits that are from
18 the public PAIR page that are not included in the certified
19 file wrapper. So just for clarity, what I mean by we don't
20 dispute the, you know, the documents in the certified file
21 wrapper itself, that's just what we mean.

22 JUDGE CHENEY: Okay. Ms. Schmidt, anything else
23 you'd like to add?

24 MS. SCHMIDT: No, Your Honor, unless you have any
25 additional questions.

1 C E R T I F I C A T E

2 TITLE: CERTAIN IP CAMERA SYSTEMS INCLUDING VIDEO DOORBELLS
3 AND COMPONENTS THEREOF

4 INVESTIGATION NO.: 337-TA-1242

5 HEARING DATE: June 16, 2021

6 LOCATION: Washington, D.C. - Remote

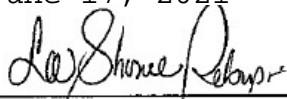
7 NATURE OF HEARING: Summary Determination Motion

8 I hereby certify that the foregoing/attached
9 transcript is a true, correct and complete record of the
above-referenced proceedings of the U.S. International Trade
Commission.

10 Date: June 17, 2021

11 Signed:

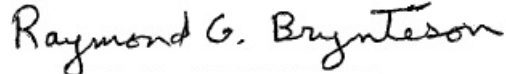
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12 Signature of the Contractor or the Authorized Contractor's
13 Representative

14 I hereby certify that I am not the court reporter
15 and that I have proofread the above-referenced transcript of
the proceedings of the U.S. International Trade Commission
16 against the aforementioned court reporter's notes and
recordings for accuracy in transcription in the spelling,
17 hyphenation, punctuation and speaker identification and did
not make any changes of a substantive nature. The
foregoing/attached transcript is a true, correct and
complete transcription of the proceedings.

18 Signed:

19 ss// 

20 I hereby certify that I reported the
21 above-referenced proceedings of the U.S. International Trade
Commission and caused to be prepared from my record media
22 and notes of the proceedings a true, correct and complete
verbatim recording of the proceedings.

23 Signed:

24 ss// 

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